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HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, C.J.

WRIT PETITION NO. 5594 OF 2005

PETITIONER

Kunwar Singh S/o Late Khem Singh
Aged 51 years, R/o Podibahaar Chowki
Rampur, Korba District - Korba (C.G.)

Versus

RESPONDENT

Smt. Meera Rani W/o Kunwar Singh
Aged about 46 years, R/o MIG 16, Shivaji
Nagar Korba Tahsil & Distt. - Korba (C.G.)

Present : Mr.Sanjay Patel, learned counsel for the petitioner.

ORAL ORDER
(Passed on 7th December, 2005)

The respondent - wife filed an application under Section 24 of the Hindu Marriage Act, 1955 for interim maintenance. When that application came up before the Family Court for hearing, as could be seen from the order of the Family Judge, the petitioner - husband came forward to pay interim maintenance at the rate of Rs.5,000/- per month.

(2) In that view of the offer made by the petitioner, the Family Judge has directed the petitioner to pay interim maintenance at the rate of Rs.5,000/-. The petitioner cannot approbate and reprobate. Since the impugned order is based on consent of the petitioner, he cannot be allowed to make any grievance before this Court. The petition is, therefore, dismissed, however, with no costs.

Sd/-
Chief Justice